IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 2732 of 2002

Between:

1 U.Durga Prasada Rao S/o.Narayana Rao
Medara Bazar, Machilipatnam, Krishna District
2 K.Venkata Chandra Mohan S/o.Venkata Rao
Medara Bazar, Machilipatnam, Krishna District
3 Syed Abbas S/o.Ahmed
Medara Bazar, Machilipatnam, Krishna District
4 B.Hayagreeva Rao S/o.Balakrishna
Machilipatnam, Krishna District

..... PETITIONER(S)

AND

1 The Machilipatnam Municipality
Machilipatnam, Krishna District
rep.by its Commissioner
2 The Municipal Council,
Machilipatnam, Krishna District rep.by its Chairperson

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ of mandamus or any other appropriate writ or direction declaring the action of the respondents in constructing toilets in the bye lane connecting Diamond Bazar and Medara Bazar in Machilipatnam and hereby closing the bye lane as illegal and arbitrary and pass such other orders..

Counsel for the Petitioners: MR.O.MANOHER REDDY
Counsel for the Respondent Nos.1 and 2: MR.E.SAMBASIVA PRATAP

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

Learned counsel for the petitioners submits that by passage of time, the writ petition has been rendered infructuous. The writ petition is accordingly disposed of as such. No costs.

_____ DEVINDER GUPTA, CJ

Date: 6th December, 2004

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M. NARAYANA REDDY, J

Pnb

To

1 The Commissioner,
Machilipatnam Municipality,
Machilipatnam, Krishna District
2 The Chairperson,

Municipal Council,
Machilipatnam, Krishna District.

3 Two C.D. Copies